

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO: 10646 of 2004

Between:

G. Srinivas, S/o. Sessaiah, Occ: Typist,
O/o. District Police Office, Kurnool.

..... PETITIONER

AND

1. The Deputy Inspector General of Police, Kurnool Range, Kurnool.
2. The Superintendent of Police, O/o. District Police Office,
Kurnool, Kurnool District.
3. The Deputy Superintendent of Police, Allagadda Sub Division, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ or Writs, order or direction, declaring the action of the A.P. Administrative Tribunal in not staying the departmental proceedings initiated pursuant to charge memo dt. 20-5-2003 in C.No. PR.5/2003 and C.No.C2/239/02 on the file of the second respondent as illegal, arbitrary and without jurisdiction by directing Respondents 1 to 3 herein not to proceed with the above departmental proceedings till O.A.No. 3401 of 2004 on the file of the APAT is disposed Of; Award costs and pass such other or further orders as are deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR. N.SRIDHAR REDDY
Counsel for Respondents: The Govt. Pleader for Home

The Court made the following

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ORAL ORDER:
(Per G.Bikshapathy, J)

1. The writ petition is filed alleging that the A.P. Administrative Tribunal, Hyderabad (for short ‘the Tribunal’) has issued only notice, but failed to grant appropriate interim relief.
- 2 .The matter relates to the disciplinary proceedings being taken against the petitioner. The Tribunal admitted the O.A. and ordered notice in the interim petition. At this stage, the present writ petition has been filed contending that the Tribunal ought to have granted interim stay of departmental proceedings.

3. We have heard the learned Government Pleader for Home.

4. We do not find any grounds to interfere with the matter as the Tribunal has only ordered notice on the interim application and it will be in the fitness of things if the petitioner makes appropriate submissions after notice is served. Thus, we do not find any ground to interfere with the order passed by the Tribunal.

5. Accordingly, the writ petition is dismissed. No costs.

(G.BIKSHAPATHY, J)

Dated: 5th July, 2004.

(B.SESHASAYANA REDDY, J)

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

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To

1.The Deputy Inspector General of Police, Kurnool Range, Kurnool.

2.The Superintendent of Police, O/o.District Police Office, Kurnool,

Kurnool district.

3.The Deputy Superintendent of Police, Allagadda Sub Division,
Kurnool district.

4.Two CCs to the Government Pleader for Home, High Court
Buildings, Hyderabad (O.U.T).

5.Two CD copies.